



TOWN OF MAYNARD

Conservation Commission

Minutes 12/14/2021

195 Main Street

Maynard, MA 01754

Tel: 978-897-1306

Fax: 978-897-8489

www.townofmaynard-ma.gov

Commission Members Present: M. John Dwyer, John Milhaven, Susan Erickson, Jeffrey Black, Sarah Measures, and Christopher Ciano-Collins

Town Staff/Consultants: Wayne Amico, Sarah Nalven, Julia Miller

Absent:

Others Present: Ken Chen, Jacque MacDonald, Jimmy MacDonald, Pat Killorin, Sam McCormick, Michael Coffman, Diana Walden, Sara Kreisel and many Assabet Market Co-Op owners

Meeting called to order at 6:40pm by Conservation Commission Chair Susan Erickson.

Enforcement and Violations

A 6 Glenview Terrace Violation: At the November 14th meeting, the pool drainage plan had been submitted, but the Conservation Commission did not vote to lift the enforcement order because they were unsure about whether this was the final condition or whether an RDA still needed to be submitted. All conditions of this order have been met. S. Nalven investigated and found that an RDA was in fact submitted and was issued a negative determination at the August Conservation Commission meeting. All conditions of this order have been met.

John Dwyer made a motion to remove the enforcement order. The motion was seconded by John Milhaven and passed unanimously.

B 2 Brian Way Violation: The recipient of this enforcement order, Ken Chen, installed a driveway within 100 ft of an isolated wetland. In addition, mowing has continued in the No Disturbance Zone, a violation of the Order of Conditions on the property held in perpetuity from 2008. Additionally, there was a question of whether or not a barrier had been placed to make the no disturbance zone. The commission discussed the replacement of the shed. Mr. Chen stated he had permission from previous Conservation Agent to replace the shed that had fallen over in storm. J Dwyer suggested a meadow mix be put down in the no mowing area. The Commission would like to see an action plan by the next meeting that fulfills all conditions on the OOC. J. Miller will speak with the owner to create an action plan and enforcement order will not be lifted until the spring.

No motions

C 10 Main Street Violation: Mitigating the unauthorized removal of trees within the wetland buffer was dealt with through planting various plants. S. Nalven and J. MacDonald developed action plan to close the property's outstanding Order of Conditions (written in March 2010). The stated they are waiting GLM engineering to provide the O&M Plan and As-Built.

No motions

Public Hearings

A. 115 Main Street NOI: Applicant, MacDonald Development, requested a continuance until the March 8th meeting. The commission spoke about environmental review not starting until a complete package was submitted.

J Dwyer made a motion to continue the hearing to March 8th.. The motion was seconded by J Black and passed unanimously.

B. 22 Tobin Drive RDA: The Commission reviewed the Request for Determination of Applicability under the Massachusetts Wetlands Protection Act and the Maynard Wetlands Administration Bylaw and Regulations filed by Jeffrey Robichaud, 22 Tobin Drive, Maynard, MA, for the eradication of Japanese knotweed and purple loosestrife from a pond on his property.

The applicant proposed to do the work next fall when these plants are flowering (i.e. when plants are most susceptible to herbicide treatment).

Applicant did not attend but S. Nalven will follow up.

No Motions

C. 24 Michael Road RDA: The Commission reviewed the Request for Determination of Applicability under the Massachusetts Wetlands Protection Act and the Maynard Wetlands Administration Bylaw and Regulations filed by Pat Killorin, 27 Ridge Rd Mt. Kisco NY, for the demolition of existing structures and new construction of a single-family home within the 100-foot Bordering Wetland Buffer Area at 24 Michael Drive. The applicant explained that the proposed work would be outside the first 50' of the wetland buffer. The area has yard waste and construction debris the applicant would like to remove.

J. Dwyer made a motion to issue a negative determination with conditions which was seconded by J. Black and passed unanimously.

J. Black made a motion to approve the use of electronic signatures which was seconded by J. Milhaven and passed unanimously.

D. Assabet Market Co-op NOI: The Commission reviewed the Notice of Intent under the MA Wetlands Protection Act and the Maynard Wetlands Administration Bylaw, filed by Michael and Jonathan Coffman 632 Washington St. South Easton, MA 02375. The proposed project includes the redevelopment of 86 Powdermill Rd to accommodate the Assabet Market Co-Op. Sam McCormick introduced this project, Michael Coffman spoke about his property and presented the

site plans. Wetland Scientist Diana Walden explained the details of plan and the NOI. D. Walden also addressed peer review questions. S. Nalven asked that the answers be submitted in written form. Town Engineer, W. Amico suggested the use of 1" pea stone and concrete pad under the dumpster. W. Amico also asked for more detail on coring foundations without machinery in the buffer zone. The Commission asked that phosphorus removal be addressed.

J. Black made a motion to continue public hearing to January 11th meeting which was seconded by J. Milhaven and passed unanimously.

E. Assabet Market Co-op Stormwater Permit Waiver Request: The Commission reviewed the Stormwater Permit Waiver Request under the Maynard's Stormwater Management Bylaw filed by Michael and Jonathan Coffman 632 Washington St. South Easton, MA 02375. The proposed Assabet Market Co-op does not disturb 10,000 sf but does require a special permit, meeting the applicability threshold for a stormwater permit. The applicant explained that given how little soil is being disturbed, meeting requirements of a stormwater permit would require undue hardship (e.g., additional land would need to be disturbed to accommodate construction of a stormwater treatment structure that would remove the required pollutant load). Further, under the NOI the project proposes stormwater treatment for the site.

J Dwyer made a motion to issue waiver from filing under the Maynard Stormwater Management Bylaw (Chapter 34) which was seconded by S. Erickson and passed unanimously.

Administration

A. Thomas Street Park - Parking Spaces: J. Miller asked the Commission to approve the use of two parking spaces at the Thomas Street Park for Florida Road residents during the Florida Road Bridge Reconstruction Project. Most impacted property owners will be using municipal parking spaces in the lot off of Florida Road behind the post office.

J. Dwyer made a motion to approve two spaces at Thomas St Park be used for a resident of Florida Road during Bridge Reconstruction. The motion was seconded by J. Black and passed unanimously.

B. Approve Minutes: The Commission approved minutes from August 10th, November 9th, November 23rd, and December 8th Conservation Commission meetings. J. Miller will write the minutes from now on.

J. Dwyer made motion to accept the August 10th minutes. The motion was seconded by J. Milhaven and passed unanimously.

J. Dwyer made motion to accept the November 9th minutes. The motion was seconded by J. Black and passed unanimously.

J. Milhaven made motion to accept the November 23rd minutes. The motion was seconded by J. Dwyer and passed unanimously.

J. Milhaven made motion to accept the December 8th minutes. The motion was seconded by J. and passed unanimously.

C. New Conservation Commission Member: Sarah Measures was appointed as the newest member of the Conservation Commission at the December 7th Select Board meeting.

D. New Conservation Agent: Julia Miller became Maynard's new Conservation Agent on Monday December 13th. Interim Conservation Agent Sarah Nalven will overlap for some training and will then be available on an as-needed basis for questions.

E. 18 Winter Road: The Phase 1 environmental site assessment draft was provided to the Town on December 14th and will be sent to Conservation Commission to review.

F. 0 Dana Road: An offer was made for \$150,000 for 0 Dana Road and the Town is awaiting a response.

G. Removal of Hazardous Trees on Conservation Land

5 Blue Jay Way: Tree Warden and S. Nalven agreed that the branch behind 5 Blue Jay Way was snapped and appeared likely to fall, but what seemed unlikely was that the branch would hurt anyone or anything when it fell.

The Commission decided to leave the broken branch behind 5 Blue Jay Way.

79 Concord Street: S. Nalven informed the Commission of trees that were removed on Conservation Land. There were two trees at the Conservation Land Trailhead near 79 Concord Street that were dead and at risk of falling on a powerline and/or blocking the road. The Town's tree warden agreed they were hazardous. The Town received a quote from Assabet Tree Service for \$1000 and the trees were taken down on 11/30/21. Logs still need to be removed.

H. Icehouse Landing Signs & Bench Grant: S. Erickson resubmitted the application to ask for an extension of the grant timeline and will speak with the CPC in January about the extension. She will give the Commission an update at the next meeting.

I. MassTrails Grant: The Commission was asked to think about potential projects for the grant found here: <https://www.mass.gov/guides/masstrails-grants>

J. Dwyer made a motion to adjourn the meeting at 9:15 PM, which was seconded by J. Milhaven and passed unanimously.